



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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June 17, 2004

IN REPLY PLEASE

REFER TO FILE: **WM-4**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AUTHORIZATION TO ASSIST IN FUNDING
EAST RAYMOND BASIN STUDY
SUPERVISORIAL DISTRICT 5
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

Approve and authorize the Chief Engineer of the Flood Control District, or his designee, to enter into a cooperative agreement with the Cities of Arcadia and Sierra Madre to provide a contribution not to exceed \$56,250 from the Fiscal Year 2003-04 Flood Control District Fund for cost-sharing for the preparation of the East Raymond Basin Plan which will determine the potential to increase the conservation of local groundwater supplies in the basin through enhancing the flood control and groundwater recharge operations.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The Cities of Arcadia and Sierra Madre are jointly requesting proposals from consultants to prepare the East Raymond Basin Water Resources Plan. They estimate that the plan will cost \$375,000.

The plan will investigate programs and projects which will enhance and better manage the groundwater supply of the East Raymond Basin. In order to develop additional groundwater supplies, the plan will look at rehabilitating and expanding the existing Santa Anita Spreading Grounds which are owned by the District and operated by Public Works, and establishing operational improvements to the Sierra Madre Spreading

Grounds which are owned and operated by the City of Sierra Madre. The plan will address the benefits of rehabilitating Santa Anita Dam and Santa Anita Debris Basin which are facilities owned by the District and operated by Public Works. The dam and debris basin are under restricted water levels of operations, imposed by the State of California, Division of Dam Safety, due to current seismic and spillway standards. We are unable to fulfill optimal water conservation functions until appropriate structural modifications to these facilities are implemented.

Our participation and ultimate implementation of the plan will provide increased sustainability of local water supplies and less reliance on imported water.

Implementation of Strategic Plan Goals

This action meets the Strategic Plan Goal of Service Excellence by providing cooperation with other agencies and by improving the quality of life for citizens of the County of Los Angeles by increasing the local groundwater supplies.

FISCAL IMPACT/FINANCING

The District's contribution in the amount not to exceed \$56,250 is available in the Fiscal Year 2003-04 Flood Control District Budget. There will be no impact to the County's General Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Enclosed is a draft agreement between the Cities and the District. It will be reviewed and approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

The approval of a cooperative agreement and the contribution toward the plan is an action not subject to the provisions of the California Environmental Quality Act (CEQA) because it will not have a direct or indirect physical impact to the environment, per Section 15061(b)(3) of the State CEQA Guidelines.

CONTRACTING PROCESS

The City of Arcadia will administer the contract with the selected consultant. The District, along with the Cities of Arcadia and Sierra Madre, will form a technical advisory committee that will oversee the work.

The Honorable Board of Supervisors
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IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval to enter into a cooperative agreement and to contribute toward the plan will not have a negative impact on the current level of services provided by the District or by the County of Los Angeles.

CONCLUSION

Please return three approved copies of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

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Enc.

cc: Chief Administrative Office
County Counsel

DRAFT

COOPERATIVE AGREEMENT BETWEEN THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT AND THE CITIES OF ARCADIA AND SIERRA MADRE

This Cooperative Agreement ("Agreement") between the Los Angeles County Flood Control District ("DISTRICT"), the City of Arcadia ("ARCADIA") and the City of Sierra Madre ("SIERRA MADRE") (each a "CITY" and collectively, the "CITIES") is entered into this _____ day of _____, 2004.

RECITALS

WHEREAS, ARCADIA and SIERRA MADRE each hold water rights in the East Raymond Basin within the San Gabriel Valley in the County of Los Angeles ("County") and extract groundwater to supply their communities with potable water;

WHEREAS, ARCADIA and SIERRA MADRE, in collaboration with the U.S. Army Corps of Engineers, developed a Water System Reliability Program ("Program") to address the Cities' water supply reliability, quantity and quality, and full restoration of the water system infrastructure following a major earthquake; and

WHEREAS, the Program recommends a study ("Study") to determine the potential to increase water production in the East Raymond Basin by replenishment of groundwater; and

WHEREAS, the total cost of the Study is \$375,000; and

WHEREAS, in 2003, the Cities received a Federal grant ("Grant") from the U.S. Environmental Protection Agency, in the amount of \$206,250 to conduct the Study; and

WHEREAS, the Grant requires a local match ("Local Match") equal to \$186,750, 45% of the cost of the Study; and

WHEREAS, DISTRICT is a special district organized and operating under the provisions of the Los Angeles County Flood Control Act, Water Code Uncodified Acts, Act 4463; and

WHEREAS, pursuant to the Los Angeles County Flood Control Act, the DISTRICT owns and manages flood control and water conservation facilities in the County and said efforts result in the capture of storm flows used to replenish groundwater basins in the County, including the East Raymond Basin; and

WHEREAS, as part of those facilities, DISTRICT owns and operates Santa Anita Dam, Santa Anita Debris Basin and Santa Anita Spreading Grounds within the East Raymond Basin; and

WHEREAS, DISTRICT developed concepts to improve the efficiency of the Santa Anita Spreading Grounds and to seismically upgrade the Santa Anita Dam and Santa Anita Debris Basin; and

WHEREAS; the Study also will review and evaluate these concepts to assist in determining the best means of rehabilitating the Santa Anita Spreading Grounds, Santa Anita Dam and Santa Anita Debris Basin; and

WHEREAS, independent from the DISTRICT, SIERRA MADRE owns and operates the Sierra Madre Spreading Grounds within the East Raymond Basin; and

WHEREAS, Santa Anita Dam, Santa Anita Debris Basin, and Santa Anita and Sierra Madre Spreading Grounds together constitute the integral means for the capture and recharge of storm flows that replenish the East Raymond Basin; and

WHEREAS, DISTRICT wishes to collaborate with ARCADIA and SIERRA MADRE, in the Study and to provide \$56,250, one third of the required Local Match; and

WHEREAS, the CITIES, collectively, will each provide \$56,250 to complete the remaining \$112,500 of the Local Match needed for the Study; and

WHEREAS, the Study will be performed by a consultant under contract with Arcadia, who will be responsible for the supervision of the consultant and the administration of the contract; and

WHEREAS, each of the CITIES and the DISTRICT will be allowed to participate in a Technical Advisory Committee ("TAC") that ARCADIA will form to provide input in the Study.

NOW, THEREFORE, in consideration of the mutual benefits to be derived by the parties, it is hereby agreed as follows:

1. DISTRICT AGREES:

- a. To contribute up to \$56,250, or the equivalent of in-kind services as allowed by the Grant, toward the Local Match.
- b. Within forty-five (45) days following receipt of a written invoice from ARCADIA, to make a payment to ARCADIA for purposes of financing the Study, in the amount of \$56,250, less the value of the in-kind services provided under subsection 1.a. above.

- c. Shall have the right to participate in the TAC.

2. ARCADIA AGREES:

- a. To contribute \$56,250 of its own funds toward the Local Match.
- b. To perform the following functions: (1) To enter into a written contract ("Contract") with a third-party consultant ("Consultant") selected with the concurrence of the parties; (2) perform all necessary administration and oversight of the Contract; (3) form the TAC to be composed of members as agreed by the parties; (4) to assure that all of the requirements of the Grant are met.
- c. Chair meetings of the TAC and prepare and distribute meetings minutes to TAC members.
- d. Manage the agreement with the consultant and provide DISTRICT with status reports, a detailed accounting and copies of the Study.
- e. Perform a lead role in collecting documentation of in-kind services performed by ARCADIA, SIERRA MADRE, and DISTRICT.
- f. To return to the DISTRICT, Within thirty (30) days, the full amount of the DISTRICT'S contribution, if for any reason, a contract is not awarded by ARCADIA, to a third-party consultant for the purposes of completing this Study, within the time specified in the Grant.
- g. To indemnify, defend and save harmless DISTRICT against any and all liability and expense arising from any act or omission in conjunction with the Consultant's Contract and/or the Study.

3. SIERRA MADRE AGREES:

- a. To contribute \$56,250 of its own funds towards the Local Match.
- b. Shall have the right to participate in the TAC.

:

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on the above date.

CITY OF ARCADIA

CITY OF SIERRA MADRE

By _____
William R. Kelley, City Manager

By _____
Tamara Gates, City Manager

ATTEST:

LOS ANGELES COUNTY
FLOOD CONTROL DISTRICT

By _____
Chief Engineer

APPROVED AS TO FORM:

OFFICE OF THE COUNTY COUNSEL

By _____
Deputy